IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.29509 of 2008
DHANESHWAR MANJHI & ORS
Versus
STATE OF BIHAR
---

2. 5.8.2008 Heard.

The case is under section 302 of the Indian Penal Code and under sections 3, 4 and 21 of the Prevention of Witch Practice Act. The allegation is that the accused persons took the brother of the informant for exorcising evil soul from the body of the son of one of the accused and later on dead body of the brother of the informant was found which bore injuries and upon that the informant inferred all the accused persons of assaulting and killing the deceased. In fact, there is statement indicating as if the informant had been an eye witness but subsequent part of the F.I.R. negates it. Further about the complicity of the accused persons the informant had inferred that the son of Prayag Manjhi was ill and whose evil soul was to be exorcised by the deceased. Thus, the informant does not appear an eye witness as per the contention. Further contention is that the informant has implicated the petitioner and others on suspicion. At any rate he contended that the allegations are general and omnibus.

WEB COPY
NOT OFFICIAL

Let seven petitioners, namely, Dhaneshwar Manjhi, Rajo Manjhi, Rajeshwar Manjhi, Tanak Manjhi, Mahendra Manjhi, Swaroop Manjhi and Chandar Manjhi be released on bail on furnishing bail bond of Rs.10,000/-(Ten thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Gaya, in connection with M.M.C.H P.S. case

no.54 of 2007.

sudip **(Dharnidhar Jha, J)**

WEB COPY NOT OFFICIAL